

EATON COUNTY ROAD COMMISSION

March 10, 2020

A regular meeting of the Eaton County Board of Road Commissioners was held at their office in Charlotte, Michigan on March 10, 2020.

The meeting was called to order at 8:33 a.m. by Chairman Lyons.

Members present: Commissioners Lyons, Lamoreaux, Aitch-Guerrant, Eldred and Frazier

Others present: Dan Larson, Rob McCaleb, Bill Hartsef, John Kramer, Mrs. Kramer, Blair Ballou, Matt Hannahs and Patty Loosemore

Motion by Lamoreaux and seconded by Eldred that the agenda be approved as presented. Motion carried.

The Chairman asked if the minutes of the February 25, 2020 meeting were correct as presented. Motion by Lamoreaux and seconded by Eldred to approve the February 25, 2020 meeting minutes as presented. Motion carried.

Public Comment: Bill Hartsef of Kingsland Highway commented on concerns regarding the condition of Kingsland Highway. Additionally, he expressed concern about a tree on his neighbor's property alongside the road.

Dan Larson of Reith-Riley was present to let the Board know that Reith-Riley is fully staffed and will be ready to begin work on projects in May.

The following vouchers were presented:

a.) VO. 36 (02/26/20)	Accounts Payable	\$ 64,137.53
b.) VO. 37 (02/28/20)	Accounts Payable	\$ 4,000.00
c.) VO. 38 (03/05/20)	Payroll	\$ 81,933.88
d.) VO. 39 (03/06/20)	Accounts Payable	\$ 276,600.81

Motion by Eldred and seconded by Frazier that the vouchers with total expenditures of \$426,672.22 be approved. Roll call vote: Ayes: Lyons, Lamoreaux, Aitch-Guerrant, Eldred and Frazier; Nays: None; Motion carried.

Assistant County Engineer, Mr. Hannahs presented the annual road certification maps and recommended the Board approve the maps and authorize the Chairman to sign them.

Commissioner Timothy Lamoreaux motioned for the adoption of the following resolution:

BE IT RESOLVED, that all of the roads on which lengths have been entered along the road bands of the attached township and enlarged section maps dated December 31, 2019 are normally open to automobile traffic during the months of May through October and under the jurisdiction of the Eaton County Road Commission; and,

BE IT FURTHER RESOLVED, That the Chairman, namely Benjamin S. Lyons, is authorized to sign the certification maps.

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Motion seconded by Commissioner Duane Eldred and carried on a unanimous vote.

The Board reviewed and discussed information regarding a variance for the Delta Mills Church Driveways, as presented by Assistant County Engineer, Mr. Hannahs. Motion by Lamoreaux and seconded by Frazier to approve the variance for the Delta Mills Church Driveways as presented. Motion carried.

The Board reviewed and discussed an agreement with the Michigan Department of Transportation and the Eaton County Road Commission for Mt. Hope Highway over Sebewa Creek, Str # 2347 as presented by Engineer-Manager, Mr. Ballou. Mr. Ballou recommends the Board approve the agreement and authorize the Chairman and Clerk to sign.

Commissioner Duane A. Eldred motioned for the adoption of the following resolution:

WHEREAS, the Michigan Department of Transportation wishes to enter into a contract agreement with the Eaton County Road Commission to accomplish the following project:

The removal and replacement of the structure #2347, which carries Mount Hope Highway over Sebewa Creek Sections 23 & 26, T04N, R06W, Sunfield Township, Eaton County Michigan; the reconstruction of the approaches to the structure for approximately 235 feet westerly and 227 feet easterly of the structure; and all together with necessary related work in Eaton County, known as Contract No. 20-5041, Job No. 202455CON, Control Section BRT 23000, Project 20A0(391).

NOW, THEREFORE, BE IT RESOLVED, that Benjamin S. Lyons, Chairman and Patricia M. Loosemore, Clerk shall be duly authorized to sign the contract for the Eaton County Road Commission.

BE IT FURTHER RESOLVED that true copies of this resolution will be sent to the Michigan Department of Transportation.

The motion was seconded by Commissioner Jerry L. Frazier and carried on a roll call vote.

Ayes: Lyons, Lamoreaux, Eldred, Frazier and Aitch-Guerrant; Nays: None

RESOLUTION DECLARED ADOPTED.

The Board reviewed and discussed an agreement with MDOT and the Eaton County Road Commission for the Battle Creek Highway, from Bradley Road to Five Point Highway as presented by Engineer-Manager, Mr. Ballou. Mr. Ballou recommends the Board approve the agreement and authorize the Chairman and Clerk to sign.

Commissioner Timothy Lamoreaux motioned for the adoption of the following resolution:

WHEREAS, the Michigan Department of Transportation wishes to enter into a contract agreement with the Eaton County Road Commission to accomplish the following project:

Hot mix asphalt resurfacing work along Battle Creek Highway from Bradley Road to Five Point Highway: including intersection grading, aggregate base, shoulder, trenching, culvert, driveway, guardrail, pavement marking, traffic control, and restoration work; and all together with necessary related work located in Eaton County, Contract No. 20-5067, Job No. 207909CON, Control Section STL 23000, Project 20A0 (417).

NOW, THEREFORE, BE IT RESOLVED, that Benjamin S. Lyons, Chairman and Patricia M. Loosemore, Clerk shall be duly authorized to sign the contract for the Eaton County Road Commission.

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BE IT FURTHER RESOLVED that true copies of this resolution will be sent to the Michigan Department of Transportation.

The motion was seconded by Commissioner Lauren Aitch-Guerrant and carried on a roll call vote.

Ayes: Lyons, Lamoreaux, Eldred, Frazier and Aitch-Guerrant; Nays: None

RESOLUTION DECLARED ADOPTED.

The Board reviewed and discussed the Local Pavement Warranty Program Resolution as presented by Engineer-Manager, Mr. Ballou. It is the recommendation of Mr. Ballou that the Local Pavement Warranty Program Resolution and an implementation resolution be adopted.

#### **RESOLUTION TO ADOPT A LOCAL PAVEMENT WARRANTY PROGRAM**

Commissioner Timothy J. Lamoreaux motioned for the adoption of the following resolution:

WHEREAS, the Michigan Legislature (MCL 247.662, 247.663) requires each county road agency to adopt a Local Agency Pavement Warranty Program that was approved by the Michigan Department of Transportation in 2018;

WHEREAS, the Michigan Local Agency Pavement Warranty Program was developed by the Local Agency Pavement Warranty Task Force for use by all 83 county road agencies in the format approved by the Michigan Department of Transportation in 2018;

WHEREAS, the Michigan Department of Transportation has reviewed and approved the Michigan Local Agency Pavement Warranty Program consisting of Special Provisions (Boilerplate, Concrete, HMA, Location, Pass-Through Warranty Bond); a Warranty Bond Form and Contract Form; and Guidelines for Local Agency Pavement Warranty Programs;

NOW THEREFORE BE IT RESOLVED, the Eaton County Road Commission hereby adopts the Michigan Local Agency Pavement Warranty Program and accompanying documents in accordance to the requirements of MCL 247.662 and 247.663 and this resolution is made a part of the minutes of the Eaton County Road Commission regular board meeting on March 10, 2020.

The motion was seconded by Commissioner Jerry L. Frazier and carried on a roll call vote.

Ayes: Lyons, Lamoreaux, Eldred, Frazier and Aitch-Guerrant; Nays: None

RESOLUTION DECLARED ADOPTED.

#### **RESOLUTION TO IMPLEMENT A LOCAL PAVEMENT WARRANTY PROGRAM**

Commissioner Timothy J. Lamoreaux motioned for the adoption of the following resolution:

WHEREAS, The Michigan Legislature created a requirement (MCL 247.662, 247.663) as part of the Transportation Funding Package of 2015 that requires each county road agency to adopt a Local Agency Pavement Warranty Program that was approved by the Michigan Department of Transportation in 2018;

WHEREAS, the Eaton County Road Commission adopted the Michigan Local Agency Pavement Warranty Program on March 10, 2020;

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WHEREAS, the Eaton County Road Commission agrees to consider a local pavement warranty on each project that includes \$2 million or more in paving-related items *and* includes any state or federal funds;

WHEREAS, the Local Agency Pavement Warranty Program law requires each county road agency to report annually on each project that includes \$2 million or more in paving-related items *and* includes any state or federal funds, whether or not a warranty was utilized in the project;

WHEREAS, the Eaton County Road Commission agrees to implement the Michigan Local Agency Pavement Warranty Program consistent with the Guidelines for Local Agency Pavement Warranty Program document that was approved by the Michigan Department of Transportation in 2018; and which Eaton County Road Commission's adopted Implementation Policy defines the Eaton County Road Commission's intent of its pavement warranty program;

NOW THEREFORE BE IT RESOLVED, the Eaton County Road Commission hereby agrees to implement the Local Agency Pavement Warranty Program and annually report in accordance with the law.

The motion was seconded by Commissioner Jerry L. Frazier and carried on a roll call vote.

Ayes: Lyons, Lamoreaux, Eldred, Frazier and Aitch-Guerrant; Nays: None

RESOLUTION DECLARED ADOPTED.

The Board reviewed and discussed replacement of mechanics' tools stolen during the break-in of November 2, 2019, as presented by the Engineer-Manager, Mr. Ballou. Motion by Eldred and seconded by Aitch-Guerrant to authorize replacement of mechanics' tools that were stolen during the break-in of November 2, 2019. Motion carried.

The Board reviewed and discussed feedback from township officials regarding project selection for the 2020 Local Road Millage Program. Motion by Lamoreaux and seconded by Eldred to approve the final list of 2020 Local Road Millage projects as presented. Motion carried.

Engineer-Manager, Mr. Ballou shared with the Board correspondence received from Auto-Owners Insurance Company regarding Anacapri Blvd.

Engineer-Manager, Mr. Ballou reported on the security audit. The representative will be here March 17, 2020 to sit down and discuss and draft a proposal for bids.

Assistant County Engineer, Mr. Hannahs updated the Board on the status of 2020 projects.

Engineer-Manager, Mr. Ballou updated the Board on maintenance activities, area supervisor applications and correspondence received regarding Canal and Columbia Road and a compliment on the snow plowing on St Joe Hwy.

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Public Comment: John Kramer of Leslie, MI questioned the status of a variance for a driveway permit on Sherwood Highway.

Commissioner Eldred updated the Board on the Eaton County Parks and Recreation Commission meeting. Commissioner Frazier said a Tri-County Regional Planning Commission meeting is scheduled for Wednesday, March 11, 2020.

The date and time of the next regular meeting will be Tuesday, March 24, 2020 at 6:00 p.m.

Motion by Eldred and seconded by Frazier to adjourn the meeting at 10:02 a.m. Motion carried.

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Benjamin S. Lyons, Chairman

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Patricia M. Loosemore, Clerk to the Board